G R. S. IX-5]

Previous references.

File No. 460

1913.

Serial Nos.
168

(Miscl.)

Later references.
Revenue 15-6-46-1-4.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for Sept 18

SUBJECT.

Affairs of the temple of Sri Ranganath Swami at Haradapura in the Arkalgud Taluk

---

DC Hassan
Compt^r No 794-5 & 69.18

Passing orders re ——

W D 88—GPB—50,000—24-7-16

CWMS 3.10.18

GENERAL AND REVENUE SECRETARIAT.

(Mysore)

NOTES.

File No. 460/13

FILE HEADING.

Affairs of the temple of Sri Ranganatha Swamy at Haradurpur in the Arkalgud Taluk

From

The Dy. Commr, Hassan District.

No. 297 Dated 24. 2. 1914 Received

Diary No. 1589	Enclos -	Spare Copies —	Serial No. /

BRIEF ABSTRACT OF LETTER.

Submits an ad-interim report on the petition of Narniah and others of Haradurpur re the affairs of the said temple.

NOTES AND ORDERS.

Sl. 2. From, Venkataramiah & other Pujaries
Petition Dy nil.
Pray that the produce from the temple lands in their possession may be released from attachment and restored to them

NOTES—First Sheet.

GPB—35 000—15 6 14

and Revenue Secretariat. | File No. 460 of 1913

Serial No.	
3.	From Pujari Venkataramiah. Telegram Dy 27-3-1914 & received on 30-3-1914. States that the Dy. Commr has ordered the sale by public auction of the produce of the temple land and also their own land, and prays that pending orders on Sl. 2, the execution of the Dy. Commr's order may be stayed.
3)	In march 1912, Narniah and other Pujaries of Sri Ranganatha Swamy Temple petitioned Govt praying that the produce from the inam lands of the temple may be received and utilized towards the repairs of the temple. This petition was forwarded to the Dy. Commr, Hassan Dist for disposal or report if necessary, under cover of O. M. no. 2814 Dy 18-5-1912. From F. no. 105-13, it will be seen that the subsequent petition of 1913 for the conduct of Rathsava in Feby. 1914, and the Telegram of from the said individuals Jany. 1914, were forwarded to the Dy. Commissioner in cont. The Dy. Commr has now

Contg to F. no 105-13

Flag O

NOTE—Contn sheet.

GPB—60,000—7-11 13

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submitted an ad-interim report which goes fully into the facts of the case-

6) The details of the temple lands in the villages of Haradurpura, Anjanahalli and Hippe are noted in the Dy. Commr's. letter. The temple lands at Haradurpur measuring 17¾ acres are fully assessed lands and 33 Pujaries of the temple some of whom are petrs before Govt enjoy these lands. So far as the case of the petitioners goes, it seems that they having failed to contribute towards the Cost of Rajagopura or repairs to the temple buildings, the crops were brought under attachment. The Amildar recommended that the management of the institution might be assumed by Govt. - The Dy. Commr found it necessary to improve the condition of the temple by reducing the number of Pujaries and leasing out the temple lands. He has directed the Amildar to select competent Pujaries, and fix the number, and also to report on the income of the temple lands

NOTE—Contn. sheet.

GPB—60,000—7-11 13

Serial No.

with a view to prescribe a scale of expn. therein As regards the crops under attachment, he reports that the Amildar has been required to ascertain from the Pujaries if they are willing to pay the cost of repairs, and if so, to obtain "muchalikas" from them and then release the crops from attachment. The Dy. Commr promises to submit a further report in the matter.

2) The contention of the Pujaries seems to be that they are enjoying the kandayam lands of the temple paying annual rent, that the contribution may be recovered from Pujari Annaiah who is enjoying the inam lands of the temple and also from the Patel who is enjoying the usufruct of the tamarind trees etc. They say that if all the temple lands are restored to them, they will execute a muchalika binding themselves to maintain the temple in good condition and also to conduct the puja regularly. They pray among other things that the profits

NOTE—Contn sheet.

GPB—60,000—7-11 13

Serial No.

may be restored to them, and that other inam lands may be restored to the temple etc. On their Telegram to the Dewan, they pray that pending orders on the above petition, the produce may not be sold

Submd. for orders

MM 115

31.3.1914.

E) The petition and the Telegram maybe sent to the Deputy Commr in continuation. The further report promised by the Dy Commr maybe awaited. The petitioners may be asked to apply to the Dy Commr in the first instance. ~~The facts~~ [The facts of the case as represented by the Dy Commr as stated by the petition appear to be the same

31/3/14

Request the Dy Commrs. further report promised. And the petition appears to have been since received. The contention of the petitioners that as holders of the lands they are not liable to pay towards the temple repairs is not acceptable. The matter has to be put on proper basis with an amend in favour of the Temple

NOTE—Contn. sheet.

GPB—60,000—7-11 13

General and Revenue Secretariat.

File No. 460 of 191

Serial No.	
3	Petition no. 1829 since received from Narsiah and another praying that the produce of the Temple lands under attachment may be restored to them, is put up, together with a Dft. calling for further report. Submitted for approval MR 115) 14.4.1914 15/4/14 15/4/14
4	To D. C. Hassan No. 2644 Dt 17-4-1914 Forwards the above and calls for an early report (promised).
5.	From, the Dy Commr, Hassan Dt. Letter no. 4 Dt 13 10 1917 Submits further report called for in Sl. 4 The Dy. Commr's report explains the facts of the case fully. The Dy Commr reports that in spite of an annual income of Rs 800, as the Temple building has allowed to go to ruin, the Archakas who were enjoying the Temple lands were asked to contribute towards the repair, but as they failed to do so,

NOTE—Contn. sheet.

GPB—60,000—7-11 13

General and Revenue Secretariat. | File No. | of 191 3

Serial No.

The crops on the lands were attached, the sale of a portion of which fetched Rs 210/-, that a further report has been called for from the Amildar as regards the disposal of the above crops, and adding that owing to the misappropriation of the temple income and other irregularities, he has issued orders for the assumption of the management of the institution with a view to keep it on a sound basis

Submitted for orders as to whether the Dy (53). Deputy Commr's letter be (4-12-17) recorded?

20/12/17) Yes: this is a minor institution. There is no appeal pending

21.12.17.

Submitted with a draft order recording

4.1.1918

5.1.18

Draft may be approved

7/1

2548/22.1.18

The action of the Comm. appears to be justified. A draft recording his report is submitted for approval or other orders.

22/1/18

1st member)

NOTE—Contn. sheet.

Serial No.

22) Taking over institutions under Govt management - Govt sanction - Does not

13.1

No Govt sanction appears to be necessary. In the Schedule of powers conferred after Ds Comrs given at the end of G.O no 2463-513 dated 2nd Apl. 1917. plenary jurisdiction is given to the Ds Comrs in all matters concerning the management of Mysore Institutions and their endowments & an initiative in this respect is also kept with the Mysore Supt who has of course to move the Ds Comrs in the matter vide item 1 of Appendix Part-I and item 11 of Part-II.

24) In any case this is an institution which under the reorganisation scheme will have to be placed under Dharmadarsis with a regular scale of income and expenditure and the Ds Comrs action is also while making over management being handed over to Dharmadarsis

13
14)

25.8.0
24.1.18.

23-1-18

* (Member) I concur that the matter be placed under the above three heads for enquiry. This is undoubtedly

NOTE—Contn. sheet.

General and Revenue Secretariat.

File No. H 60 of 1913

Serial No

The institution is a Muzrai one within the meaning of Section 2 of the Muzrai Regulation, being endowed with Devadaya Inam lands measuring 3 acres -/8 guntas in the Padavala Hippe village -- Vide Deputy Commissioner's letter under disposal. The fact that it also owns extensive assessed lands does not make it any the less a Muzrai institution.

27) Admittedly the properties were not under the direct management of Government and it is now proposed to take them under such management. In the disposal of this reference, the Member has been pleased to enquire whether the formalities prescribed in Section 8 of the Muzrai Regulation should not be observed before direct management is assumed by Government. I have submitted for the consideration of the Member a separate Note on the legal aspect of the question.

Ela
15.2.18

(8½ members)

I think Executive orders based on Customary Practice in vogue before the Regl came into force will not be legal - unless there is compliance with the Regl formalities which

2846
21 2 18

NOTE—Contn sheet

General and Revenue Secretariat.

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guardians' cheque any cost under female managt is taken over by Govt. I see no Dy. to give notice & hear objections from interested parties & see no reason for amending the regl —

Circular instructions are therefore necessary in the matter

28/2/18. 23.2

30 Have the orders dated and been taken. Govt. request DS comment & examine them and ascertain if they have any specific objections to the course

26.2.18

Draft.

26/2/18.

31 Submit with a DO reply

27.2.1918 27.2.18

Draft may be approve

27/2/18.

Seen

May issue

28/2/18. 28.2.18

NOTE—Contn. sheet.

General and Revenue Secretariat.

Mysore File No. 460 of 1913.

Serial No.	
6.	To. Dy. Commr Hassan Dt. No 2241 dy 7.3.18. Calls for fresh report & assumption of the management

(7.No.660.13 Separated from Mys. 7 No 661-17, re Kaiyan... Sutta Hanumanahalli Village)

33 Submitted for orders with reference to the instructions of the Member on pp 9-10 of the notes.

Seey.) 22/6/18.

From, the Dy. Commr, Hassan Dt. Letter no. 646-14 dy 10.7.1918.

Submits further report called for in sl. 6.

34) The Dy. Commrs. report explains the facts of the case.

35) It is reported that the Archaks are not agreeable to the proposal of the assumption of the management and resent the Deprivation of the possession of the Temple lands. The Dy. Commr thinks that this is frivolous and does not accept it.

36) In their Kyphiyat before

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-8-18—S.

General and Revenue Secretariat.

Mucz File No. 460 of 1913

Serial No.

The Hobli Shekdars of 20 Dec 16, The Archaks also say that owing to some dissension, the Ratotsava had to be stopped for 2 years, and for 2 years since, it was being conducted as per manual, that Puja and other services were being conducted properly, that the temple building was of very ancient structure and they had deposited Rs 210 towards the cost of repair, in the Sahukar Treasury, and add that if they give room to any complaint in the matter of Puja, Ratotsava etc, they may be dispossessed of the Temple Cmte.

Submd. for orders.

20-7-17

37) Submitted with reference to Secy's order on ₹10.

Secy.)

38) In his present letter the Dy Comm. states, deprecating that he acted under S 9 of the Mys. Regn and enumerates the reasons why

NOTE—Contn. sheet

WD A 1769—GPB—60,000—20 3 19—S.

Serial No.

he Considered Such an action was necessary. It is to be noted however that the procedure was somewhat faulty as under S 37 of the Mun. Regn the enquiry should be formal but in the present case the order was based on a report made by the auditor.

39) By this error of procedure vitiates the whole proceedings, even then it is a matter for consideration whether Govt on the revisional side should set aside the order of Dt Council in the absence of any motion from the aggrieved party. Effect has already been given to the Dt council's order and everything appears to be in a fair way of settling down.

40) I would request in this connection the favour of perusal of my typed note dated 15th Feb 1913 which is intended to show that there has been a mistake in the draughtmanship of the Mun. Regn. A close study of the Objects and Reasons and Notes on clauses is necessary but the Subject will be separately brought up for orders

41) As the Dt Council has acted

is far as the scope of S 37 of the Mun. Regn is concerned

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20 8 18—S.

General and Revenue Secretariat.

Mmr File No. 460 of 191 .

Serial No.

under Statutory powers vested in him, a brief order recording his reasons might be issued while in close the present discussions

(1st member) Sd. M. J. C.

712/13.8.

Please submit to Sahib member for orders

13/8/18 Sd.

(4th member) Sd. 13/8/18

While the action taken by the D.C. is admittedly in the interests of the institution concerned, and as such generally acceptable, still there appear to have been irregularities in procedure which however are not of such a grave nature as to vitiate the proceedings. The D.C.'s attention may however be drawn to these irregularities & such being avoided in future. If the Kanakayan Crops on the paying lands belonging to the temple had been attached in face of the Kanakayan having been paid already it was incorrect to do so. As regards

NOTE—Contn. sheet

WD A 1789- GPB—60,000—20 3 18—S.

General and Revenue Secretariat.

Mus File No. 460 of 1913.

Serial No.

the amendments proposed therein be in the Mus. Regn. Whether legislation if the Mus Secy. will first up a short note in the matter and discuss the administrative aspect of the case before further action is taken ?
The submission of the further report may then be expedited.

Pl
16.8.18

Draft like
17-8-18
19/8/18.

Submitted with a DO.

21.8.18

Please record as G.
vide lines indicated on the date
21-8
21/8/18.

Submitted with a DO. G.O. as the indicated.

27/8/18

28/8/18

Secy.)

Draft Sub for favour of approval. Subject to remarks.

NOTE—Contn. sheet

WD A 1789—GPB—60 000—20 3 15—S.

R. S. III-2]

General and Revenue Secretariat. | File No. 460 of 1913.

Serial No.

further directions ~~to~~ the observations ~~Lay been~~ included as regards the attachment of crops. The lands in question has not been included are ordinary Assessed Unalienated lands in the Khata of the temple and the Pujaries now in possession are in the place of tenants bound to pay to the temple something over and above the assessment due to Govt. as the landlords' share of profits from which the temple services can be carried on.

(Extra Assistant) 29.8.18

376.246
30.8.18

Dont withdrawn

Put
31-8-18

Leg
2/9/18

8. No 794-95 Dy 6.9.18. To D.C Hassan and Comptr to Govt. Points out Govt's irregularity of procedure with regard to the assumption of the management of the temple in question

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20 3 18—S.

N O T E.

Subject:-- The applicability of Section 8 et seq of the Muzrai Regulation to the properties of Muzrai institutions before direct management is assumed by Government.

The Muzrai Regulation is a new enactment and to have a clear idea of its scope and intention it seems to be necessary to go behind the mere wording and ascertain the objects which the Regulation was intended to aim at. At page 8 of the Legislative File No.38 of 1911-12, a synopsis of these objects is given to which was subsequently added a chapter about Mathas. To explain the scope of the provisions, a full statement on the objects and reasons was added together with --what is rarely done-- explanatory notes on the various clauses.

2. From the statement it is seen that the Regulation was intended to devise means for the better management of religious and charitable institutions in the State. As regards Muzrai institutions a recognition was given to the rule that 'the State Muzrai Department has under its control all institutions which enjoy an endowment in any form from Government' and the state

proceeded to point out the necessity that exists for the intervention and control of Government in all cases of mismanagement of private charity and how the provisions contained in Section 92 of the Civil Procedure Code is inade-quate for the purpose. In fact this may be considered to be the main purpose of the Regulation, all the new provisions therein Sections 3 to 13 being devoted to this object. The occasion was taken advantage of to codify the existing practice relating to certain matters concerning Muzrai Institutions, such as the appointment of Dharmadarsis, recovery of arrears of rent and appointment of Pujaris. As regards other matters relating to these institutions, no change in the powers of executive officers or in the procedure appear to have been contemplated. Even in matters actually touched upon in the Regulation, it was understood that the existing rule and procedure were not to be abrogated, vide Report of the Select Committee as regards Section 14 of the Regulation. So far as the Muzrai Institutions are concerned, the Regulation appears to be one of partial consolidation of the existing orders, but no change much less restriction in the powers and procedure of officers appears to have been contemplated

3. Three classes of institutions are

stated to have been included within its scope, viz. Muzrai Institutions, institutions founded by private charity and Mathas. In the succeeding paragraphs of the state-ment the nature of provisions relating to these classes individually is particularized and it will be seen that the provision for enquiry for purposes of assuming management is brought exclusively under matters concerning 'institutions established solely by private charity. It is worthy of note that these institutions when taken up under Government management are 'to be managed as State Muzrai institutions' from which an inference that the Section does not affect Muzrai Institutions as such, seems to be justifiable.

4. Again in Section 8 a qualifying clause is introduced after the word institution, viz. 'dedicated for the benefit of the public or a defined section of the public.' This would appear to indicate that the Legislature had in view ~~only~~ cases of trust founded by private charity the Government taking power to act only in cases where the trust is public or quasi-public. It would obviously be inapplicable to Muzrai Institutions whose public character has, so to say, been recognized by virtue of the help rendered to it from public revenues. This inference is further supported by the Notes o

clauses prefixed to the draft Regulation wherein Clause 8 is said to refer 'to cases in which the constitution of the trust is not disputed but gross and persistent mismanagement is alleged.'

5. In this connection I may be permitted to state with due deference to the framers of the Regulation that the draught-ing of Chapter II is to some extent faulty. A distinction was introduced in the Regulation as regards Muzrai Institutions and other religious and charitable institutions, but this does not seem to have been kept in view throughout. Some of the provisions though made applicable generally to all religious and charitable institutions can have reference only to Muzrai institutions, e.g. Sections 14 to 17 and Section 20. Per contra Sections 8 to 11 and Section 13 appear to have reference only to private institutions, plenary powers in these directions being always vested and exercisable by the executive officers as local agents of Government who may be considered to have an inherent right thereto as the de jure managers of all Muzrai Institutions.

6. It is perhaps unnecessary here to examine in detail the traditional and customary right of Government to interfere suo motu in the details of the internal administration of Muzrai institutions. Even during the days of the

British Commission this right was well recognized and frequently acted upon and the practice was reviewed by the Chief Court in a Full Bench case Appajia Vs. Beera Gowda, Vol. XVIII Mysore Law Reports. In the course of the judgment the Chief Judge Mr. T. R. A. Thambu Chetty remarked:--

> "It will be seen, from the foregoing brief summary of the orders issued, from time to time, that the Revenue Officers (Amildars, Assistant Commissioners and Deputy Commissioners had the management and control of all temples (private or public) which enjoy-ed any Inam from Government either in land or money, and that their orders were subject to revision by Government. Questions relating to successions to Mutts and Pujari rights, were also entrusted to the Muzrai Officers for decision subject to appeal to Government."

This opinion was referred to with approval in a subsequent Full Bench case before the Chief Court, Mallegowda Vs. Kodi Sidda, Vide page 257 et seq. The Mysore Law Report Vol XII.

7. Since the rendition and particular after the Government assumed the direct administration of the Department in 1891 it has become a well-established doctrine and executive action has repeatedly been

taken to conserve the properties and improve the usefulness of Muzrai Institutions whether or not they were actually under the direct management of Government.

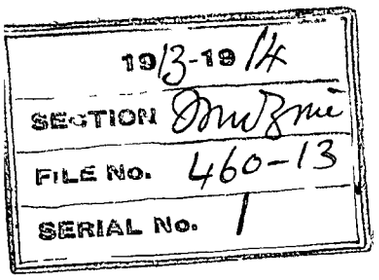
8. In the recent orders regarding the reorganization of the Muzrai Department, the Government seem to have acted wholly upon this view, it being assumed as an accepted rule that Government have full discretionary powers to regulate the super-vision and control over the work of all Muzrai Institutions and their finances. If there should be any doubt at all regarding the legality of this conclusion, it seems to be a case for early action to set the doubt at rest, if need be by a revision of the Regulation. In another connection the Government have already directed the drafting of an amendment to Section 14 of the Regulation to bring it in conformity with the Chief Commissioner's Notification of 17th November 1877. If need be, advantage may be taken of the occasion to amend the other Sections as well, so as to remove all doubts. It is also a matter for consideration whether it will not be an advantage to further amplify the Regulation with a view to bring under its scope other matters relating to the Regulation and control of Muzrai Institutions.

Chairman

5.2.18 Jt. Secy Mys. Dept.

1913-14

No. 584



From

P. R. H. Wetherall Esquire.
Deputy Commissioner,
Hassan District

To

K. R Srinivas Iyengar Esquire M.A.
Secretary to the Government of His Highness The Maharaja of Mysore,
General and Revenue Department
Huzrai Branch, Bangalore

Dated 24th February 1914
Despatched 25th "

Received

General No. 297
No. S.

Enclosure No. nil.

Subject

Reporting on the petition of Ramiah and others of Hardanpur, in the Arkalgud Taluk, in re, the affairs of Sri Ranganathaswamy Temple at the place.

14

Deputy Commis
Hassan District

Dated 24th February 1914.

From,

P. R. W. Wetherall Esquire
Deputy Commissioner
Hassan District,

To,

L. R. Srinivas Ayengar Esquire, M. A.
Secretary to the Government of His Highness
The Maharaja of Mysore.
General and Revenue Departments
Huzur Branch, Bangalore.

Sir,

With reference to your office memorandum no. 2814/Huz 105-11-13 dated 18th May 1912, forwarding for disposal or report petition from Archak Ramiah and others of Hardanpur Village, Arkalgud Taluk, complaining that certain lands belonging to the Sri Ranganatha-swamy Temple at the place are being unauthorizedly enjoyed by the Patel, I have the honor to State as follows.-

2. From the records relating to the subject it is seen that the Temple owns ——————

The

Village,	description of land	Extent & assessment
(1) Handunpur	Dry, Wet & garden	a 179 — Rs 13-87
(2) Annigan halli	Wet (Inam)	a 5-12 —
(3) Hippe . . .	Dry (Inam)	3-18 — Rs 3-8

The marginally noted lands of which those at Handun-pur, having been Deva-dayam lands upto 1850 were duly assessed at the time of the Inam Settlement. The temple had only three Pujarees formerly, and as time went on and their progeny increased, their descend-ants subdivided the Inam lands, without any authority whatever, under the pretext of being Pujaris. At present, the temple lands at Handunpur are being enjoyed by 33 persons whereas the Inam lands at Hippé and Annig-halli are in the enjoyment of one Annaiya one of the Pujares, who has a share in the Handunpur lands also. Of the two Inam lands named above, the one at Annigan-halli, a village belonging to the late Mr. Dalvoy Devaraj Urs, is said to have been endowed to the Temple in question on condition of conducting Utsavams on Sri Rama navami and "Ugadi Padyam" and maintaining in good condition the tank, which irrigates these lands. ~~in good condition~~. The Inam land at Hippé, Hole Narsipur Taluk is also in the enjoyment of the Pujari

Pujari Umm

That any special service is being conducted in consideration of the profit realized from this land. Both of these lands are ascertained to be in the enjoyment of Amniah for a very long time. It is also gathered that there are a few Tamarind trees around the Temple at Hardumpur, and the average annual income from these is stated to be about Rs 2/- The Patel of the village has been enjoying the usufruct of these trees, and alleges that he is conducting an Utsavam at the time of the yearly Car-festival, under the authority issued to him from the Taluk Amildar S. No 26, a Kharab land, measuring $\frac{a}{10} - \frac{g}{1}$, in Hardumpur village, is the bed of a breached tank and is bounded on all sides by the temple land, and the pasture on this piece of land is being enjoyed by the villagers, on condition of their rendering certain menial services to the temple and payment of Rs 10/- annually to the same, in accordance with the orders of the Deputy Commissioner The Patel, in his Statement, before the Amildar, states That he has utilized the income from this land.

for defraying certain items of expenditure, connected with the "Rathotsavam, and as the "Rathotsavam" was not performed last year, that the sum of Rs 10/- realized from this land has been deposited in the Treasury

3. The Amildar reports that the temple is in urgent need of repairs, costing nearly Rs 600/-, and that owing to dissensions among the Pujaris, the Car festival of the temple was not conducted in the current year also. The Amildar adds that the Pujaris have, inspite of his instructions, failed to contribute, funds towards the cost of conducting the Car-festival and of repairing the temple; and that he has therefore attached the crops of the temple lands in order that the necessary funds may be secured by selling the crops.

4. The temple owns extensive lands, which are enjoyed by Pujaris, who have neglected their duties of maintaining the temple in good condition and conducting the Car festival etc. From the previous correspondence connected with the temple, it is

for there

gathered that the car
stopped on several occasions
disputes among the Pujaries, but for
the intervention of the Taluk Authorities.

5. Petitioners contend that Archak
Annian has been in the exclusive enjoy-
-ment of the two Inam lands and the
Kharab land (S. No: 26), and pray that the
income from these sources be devoted
towards the cost of periodical repairs
to the temple and of the Car festival. From the
records of enquiry, it is seen that the two
Inam lands have been, as already stated
above, in the enjoyment of Annian for
a very long time. and it is reported that
two Utsavams are being conducted by
him in consideration of his enjoyment of
the Inam land at Annigankalli. The
income from the Kharab land (S. No: 26)
is stated as being devoted towards defray-
ing certain items of expenditure connect-
ed with the Car-festivals As regards the
lands at Kandumpur, all the Pujaries
including Petitioners are enjoying them without
paying anything to the temple. They seem to
consider that the income from the lands
at Kandumpur, cannot be charged with
the

of executing repairs to the temple, etc, on the ground that these lands are fully assessed.

6. In view of the fact that the extensive lands standing in the Kkate of the temple are being enjoyed by a great number of the so-called Rujarees, who contribute nothing towards the cost of repairs to the temple or services therein, the Amildar, re-commends that the management of the affairs of the temple be assumed by Govern-ment.

7. On a perusal of the records relating to the Subject, it was found necessary, to improve the condition of the temple by reducing the number of Rujarees and leasing out the temple lands so as to effect some savings out of the income from these lands. The Amildar has there been directed to make further needful enquiries as regards the number of Rujarees, which existed formerly and also to select from among their descend-ants, competent persons for being appoint-ed as Archaks. The Amildar has also been ordered—

ordered That an estim
the temple from all sources, and
expenditure to be incurred in the temple,
should be submitted, so that a scale of
expenditure may be drawn up and submitted
for the sanction of Government As regards
the crops of the temple lands, which are
under attachment, the Amildar has
been required to ascertain from the Pujaries
if they are willing to pay the cost of repairs,
and if so to obtain "mutchalikas" from
them, and to release the crops from attach-
-ment, and then take steps for recovering
the dues from them according to the
terms of the "mutchalika". On receipt
of particulars from the Amildar, a
further report will be submitted.

I have the honor to be,
Sir,
your most obedient servant
M. N. Welberall
Deputy Commissioner
Dist. Hassan District

OBB

re affairs of Sri Ranganatha Swamy Temple at Haradurpura

File No. 460/1913

Serial No. 4

Diary No. of letter replied to

No. 2644 E. 4

General and Revenue Secretariat

( )

the 19

To

The Dy Commr,

Hassan Distt

Date of issue 17. 4. 1914

Signed by H.G. Aravamudhan for

Adverting to his letter no 297 D 25th furnishing an adinterim report-1914 reporting on the petition of Narniah and others of Haradurpura in the Arkalgud Taluk re the affairs of Sri Ranganatha Swamy Temple at the place, has the honor to request that the further report promised on the

over.

SUBJECT.

subject, may kindly be submitted at an early date Petitions and Telegrams noted in the margin received from some of the Pujaris of the temple praying that the produce of the temple lands under attachment may be restored to them &c. are also herewith forwarded for reference, ~~by the~~ the observation that the contention of the petrs that as holders of Patta lands they are not liable to pay towards the temple repairs ~~is~~ to not acceptable. ~~by the~~ for the present.

Petitions nos. 1675 & 1 & Telegram no. 1805.

~~As the matter requires early settlement~~ and consideration in the final report now the submissions

By order,

Asst for Secretary.

15/4/14

List of enclosures,

Copied by

Examined by

GPB—20,000—25-9 10

DIARY No. 723

19/10/18

SECTION Muzrai

Item No. 460-13

P.R.L. No. 5

From

C. Venkata Rao, Esquire, B.A.,
Offg. Deputy Commissioner,
Hassan District.

To

G. Aravamudu Iyengar, Esq., B.A, B.L
Joint Secretary to Government,
Muzrai Department,
Bangalore.

Dated 13th October 1917.

Despatched

Received

General No. R.1810 4/5
No.

Enclosure No. Nil.

S U B J E C T.

Reporting on the
transfers and
telegrams of Mr.
Ranganathaiya and
Srinivasa Iyengar and
[illegible]

Deputy Commissioner's Offi Hassan Dis

Dated Hassan, October 1917.

From,

C. Venkata Rao, Esquire, B. A.,

Offg. Deputy Commissioner,

Hassan District.

To,

C. Aravamudu Iyengar, Esquire, B. A., B. L.,

Joint Secretary to the Government of

H. H. the Maharaja of Mysore,

Muzrai Department,

Bangalore.

Sir,

O.M.No.(1)1803
M.105-13-31
15-1-1914.
(2) 1925
M. 105-13-37
28-1-1914
(3) 3644
Muz. 460-13-4
17-4-19
(4) 355
M.105-13-78
3-3-1914.

With reference to your Official Memoranda as per margin forwarding for report the petitions and telegrams received from the Archakars and others of the Harudurpura village, Arkalgud Taluk, regarding the attachment of crops of the lands endowed to the Sri Ranganathaswami temple at the place and other affairs connected therewith, I have the honor to state as follows :-

2. The temple in question is a muzrai institution enjoying from Government inam Jodi lands measuring A-G. 3-18 and assessed at R. 3-0 in the Padavala Hippe village, Holenarsipur taluk. It is ascertained that survey No. 96 of the Harudurpura village, which is an abandoned Government tank, has also been given rent free to the villagers in return to their service to the temple during the car festival and other occasions. Besides these, the temple owns assessed lands measuring A- G 190-20 in Harudurpura and the Mandya, the late Mr. Malvoy Devaraj Urs also has conferred A-G 5-10 of land at Annigahalli, one of his four inamya villages in the Arkalgud taluk, for certain fixed seras at the temple and the maintenance of a tank situated at the village. Thus, the institution has a large landed property besides house etc., from devotees and the total income of the temple is estimated at R. 900/- per annum.

In 1900, one Pulligowda and some others of the neigh-

-bouring

neighbouring villages of Hardurpura complained to the Amil-
-dar of the Arkalgud Taluk of some dispute that existed
between themselves and one Haridasegowda and others regar-
-ing certain usuages to be followed during the car festival
of the temple and consequent probability of the non-observ
-ance of the car festival that year. A counter complaint was
also received from Haridasegowda about the same affair. Both
these were disposed of by the Amildar and the car festival
directed to be observed as usual without causing a breach
of the peace. But no heed was taken of this by either party
and thereafter several complaints followed. During the course
of enquiry, it was ascertained that there were 33 persons
claiming to be the descendants of the 7 Archaks, who formerly
held the office, and were enjoying the jodi land of the Hip-
-pe village and 13 survey numbers of Hardurpura belonging
the temple without paying any " Migate " or any such thing
As for the Anniganahalli lands, the Yejman archak Annaiya
held them independently of all other's claims, and this
probably caused dissatisfaction to the other members who
formed themselves into a party against Annaiya and Haridas
gowda who was as the patel of the village entrusted to sur
-vise the affairs of the temple. As a consequence of this
ill-feeling even the usual services at the temple were
neglected and the car festival also abandoned for a long
time. Finally Mr. G.S.Ramaswamaiengar the then Amildar of
the Taluk inspected the temple and found that its affairs
were very unsatisfactory and that the temple building which
was in a dilapidated condition required repairs urgently.
He therefore demanded of the archaks to contribute each
at ₹ 10/- in cash and one half of the produce of the templ
lands of that year towards the cost of the repairs to the
temple and the car festival. This the archaks having resent
attached the crops of the temple lands at Hardurpura
and Anniganahalli during 1915-16. Hence the complaints of

the archaka to Government under refer

4. It is further seen from the records bearing subject that after duly getting Amildar's report on the [illegible]'s complaint petitions received with your official memo- [illegible] under [illegible]y [illegible]. P. [illegible]'Wetherall the then Deputy Commis- [illegible] on approval of the Amildar's action in his order No. 508 [illegible] th[illegible] and directed the disposal by public [illegible] of the attached [illegible] of such of the lands as the [illegible] which could not pay the required contribution, and accordingly the sum amount of Rs. 210/- was recovered [illegible] only the [illegible] remained. That was done [illegible] [illegible] could be made out and the Amildar has [illegible] to [illegible] out [illegible].

[illegible] for the other points [illegible] noticed in para supra, [illegible] the present Amildar reports that the [illegible] continues in the temple and some [illegible] [illegible], etc., misappropriated. He [illegible] that the [illegible] of the temple under the [illegible] [illegible] [illegible] [illegible] to him accepting his pro- [illegible] [illegible] for [illegible] action in the matter. On receipt of his report, [illegible] will be taken to set the affairs of the [illegible] on a sound basis.

I have the honor to be,

Sir,

Your most obedient servant,

[illegible]

for Deputy Commissioner,

Hassan District.

SUBJECT/ Further inspn about the assumption of the management of Harasurpura Temple

Diary No. of letter replied to .. 723

Section Mur
File No. 460-13
Serial No. 6

GENERAL AND REVENUE SECRETARIAT
( )
the 191

Date of issue 9.3.18

Signed by Mr. N. Sadasivan
RE-3

To

The Dy Comr
Hassan Dist

Sir,

Adverting to your letter no 4 Dy 13th October 917 about the assumption of the management of Sri Ranganatha Swami Temple at Harasurpura in the Arkalgud Taluk, I am directed to request that you will be so good as

~~examine~~ to the Archaeological Survey of India

~~who have approached the Court in the matter,~~ and ~~to date~~ ~~to certain~~ if they have any specific objections to the proposal now submitted for better management.

(2) The entire record connected with the case may also be submitted ~~sent up~~ together with the information now called for.

I have etc

Sd/-

Joint Secretary

and Musz-Deputy

27.2.18

27/2/18

alleged, been given an opportunity of meeting the said allegations against them in the course of the inquiry already instituted.

If they have not been examined or afforded the ~~said~~ opportunity, the inquiry may be completed after giving them a hearing for the purpose.

List of enclosures.

Copied by

Examined by

MUZRAI
JUL 1918

120
18 - 19
Mew
460 - 13
7

1918-19.

From C. Venkata Rao, Esquire, B.A.,
Deputy Commissioner,
Hassan District.

To
G. Rangamuda Iyengar, Esquire, B.A.,
Joint Secretary to the Government of H.H. the Maharaja of
Mysore, Bangalore.

Dated 6th July 1918.

Despatched . 10/7

Received 08442 .

General No. R. O. C. 646-17
No. H/C

Enclosure No. One W.P. file.

SUBJECT

Report upon the question of the acquisition of a portion of the Mahar area lying in and forming part of Arkalgud Taluk, and submitting the record connected therewith.

For orders of Government.

Office of the Deputy Commission

Dated Hassan, 9th July 1918.

From,

C. Venkatarao, Esquire. B. A.,

Deputy Commissioner.

Hassan District.

To.

C. Aravamudu Iyengar Esquire. B.A., B.L.,

Joint Secretary to the Government of

H. H. the Maharaja of Mysore.

Judicial Department,

Bangalore.

With reference to your letter No. 2241/Mis.450-13-8 dated 9th March 1918 requesting to be furnished with certain information regarding the circumstances which led to the assumption of the management of the Sri Ranganathaswami temple at Hemadmpura Arkalgud Taluk, I have the honor to state that, as mentioned in my letter No 4/Dis. dated 13th October 1917, the allegations of mismanagement of the Institution were chiefly (1) that the usual services of the deity were not offered regularly and (2) that the temple building was allowed to deteriorate for a long time, the temple funds being misappropriated by the archaks and others for their personal benefit. The records on the subject disclose that every opportunity was given to the archaks to remedy these evils from 1904, but no improvement was shown by them. In their last statement dated 20th December 1916 the archaks clearly admitted that the car festival of the deity had been stopped for some years and that the temple building was in disrepair. They also admitted that the rich landed property of the temple was in their own possession and enjoyment to the detriment of the Institution. Hence it was found desirable to assume the management of the temple, and I ordered accordingly under section 9 of the Mysore Inam Regulation.

2. Now, the Amildar reports that the archaks are not agreeable to the proposal and that they resent the deprivation of the possession of the temple lands. This, I think, is only true and cannot

cannot be accepted, specially as the lands are valuable as yielding about Rs 800/- and as funds are required for the renovation of the temple, which is reported to have greatly deteriorated, I have therefore instructed the Amildar to make early arrangements for leasing out the temple lands for cultivation for a period not exceeding 5 years.

3. I may add that the crop of the temple lands of the year 1917-18 having been attached, the Amildar reports that some crops were sold and an amount of Rs 304-12-6 realised therefrom has been credited to the funds of the institution. The sale has been confirmed and he has been directed to take early action for the disposal of the remaining crop and furnish estimates for necessary repairs of the temple with detailed proposals for further management of the institution at an early date.

4. As required in your letter under reply, two files of vernacular correspondence ending with the Arkalmid Amildar's report Nos. 289 and 357 dated 18th March 1918 and 19th June 1918 respectively (VI) on the subject are forwarded herewith reference and obliging return when done with.

I have the honor to be

Sir,

Your most obedient servant

Deputy Commissioner

Hassan District.

SUBJECT.... Points out certain irregularity in procedure with regard to the assumption of the management of Haradurpura Ranganatha Swami Temple, Arkalgud Taluk

Diary No. of letter replied to.....120.....

Section Muz.

File No. 460/1913

Serial No. 8.

General and Revenue Secretariat

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue.....6.....1.....19.....

Signed by.....

Read.—

Correspondence ending with letter no 646-17 dt 9th July 1918 from the Dy. Comr, Hassan Distt, reporting that for reasons stated, the management of Sri Ranganatha Swami Temple at Haradurpura ~~and~~ in the Arkalgud Taluk was assumed under Section 9 of the Muz. Regn

Order Thereon:— ~~No.~~

Orders thereon :—

ay this be

i Printed?

ii treated as a standing order?

iii published in the Gazette English part?

iv translated?

v placed at the disposal of the press?

vi published in the Gazette Kannada part?

The action of the Dy. Commr
in assuming management
of the institution is approved
as it is obviously in the
interests of the inst[n].
We first note that the L.Cs
order purports to have
been issued under Section 9
of the Mys. Regn, but
Section 37 of the Regn
requires that the enquiry
should be conducted in the
manner prescribed for a
formal enquiry prescribed
under the Mysore Land
Revenue Code. There has
thus been an irregularity
in the procedure adopted
which however is not of
such a grave nature
as to vitiate the pro-
ceedings. The attention
of the Dy. Commr,

List of enclosures.

Copied by

Examined by

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

is drawn to the point with a view to such irregularities being avoided in future.

Joint Secretary.
Mus dept II
28/8/18

To, 25/8/18

The Dy. Commrs, Hassan
Dhd, Kolar, Tumkur, Mysore Jds